

Under the provisions of Section 413.031 of the Texas Workers' Compensation Act, Title 5, Subtitle A of the Texas Labor Code, effective June 17, 2001 and Commission Rule 133.305, titled Medical Dispute Resolution-General, and 133.307, titled Medical Dispute Resolution of a Medical Fee Dispute, a review was conducted by the Division regarding a medical fee dispute between the requestor and the respondent named above. This dispute was received on 10/17/03.

I. DISPUTE

Whether there should be additional reimbursement for E0236, E1399 (cold therapy cooler wrap), E1399 (water circulating pad), and E1399 (auto adapter).

II. FINDINGS

The respondent reduced payment for the DME items based on "F", "S-Supplemental payment-upon receipt of a requested report, the recommended allowance has been adjusted. The original and amend was processed incorrectly, Per the medical fee schedule, a fair and reasonable reimbursement shall be the same as the fees set for the "D" codes in the 1991 Medical fee guidelines, HCPC E0236 should have been reimbursed".

III. RATIONALE

The following table identifies the disputed services and Medical Review Division's rationale:

DOS	CPT CODE	BILLED	PAID	EOB Denial Code	MARS	REFERENCE	RATIONALE:
04/21/03	E0236	\$494.00	\$490.20	F, S	DOP	The 1996 MFG General Instructions GR III Durable Medical Equipment GR VIII, IV & IX Section 413.011(b)	The requestor did not submit redacted EOBs from insurance carriers to support the amount billed as a fair and reasonable reimbursement. A need for a change in the reimbursement is not supported. Additional reimbursement is not recommended.
	E1399	\$75.00	\$63.75	F, O	DOP		
	E1399	\$155.00	\$131.75	F, O	DOP		
	E1399	\$45.00	\$38.25	F, O	DOP		
Totals		\$769.00	\$723.95				The Requestor is not entitled to reimbursement.

IV. DECISION

Based upon the review of the disputed healthcare services within this request, the Division has determined that the requestor is not entitled to reimbursement.

The above Findings, Decision and Order are hereby issued this 14th day of May 2004.

Laura L. Campbell
Medical Dispute Resolution Officer
Medical Review Division
LLC/llc